

STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY	ORDER FOR BLOOD OR TISSUE TYPING OR DNA PROFILE (SAFE DELIVERY OF NEWBORN ACT)	FILE NO.
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In the matter of _____, a surrendered newborn child
Full name of child

1. Date of hearing: _____ Judge: _____ Bar no. _____

2. Alleged parent(s), _____, _____
Name(s) of petitioner(s)

DRAFT

filed a petition for custody of the surrendered newborn child. Testing to determine whether the individual(s) is/are the biological parent(s) is required before the hearing on the petition.

THE COURT FINDS:

3. The newborn child was surrendered to an emergency service provider and a petition for custody of the child was filed within 28 days after the surrender.

4. The petitioner claims to be the biological ☐ mother ☐ father of the surrendered newborn child.

☐ 5. The petitioner is indigent and unable to pay for the cost of testing.

IT IS ORDERED:

6. The petitioner(s), _____,
Name(s) of petitioner(s)

and the surrendered newborn child shall have a blood or tissue typing or DNA profile conducted to determine whether he/she is likely to be or is not the biological parent of the child.

7. The petitioner(s) and the child shall appear at the location designated and on the date and time set as notified by the child placing agency, _____.
Name(s) of agency

8. Payment for the tests must be made as follows: ☐ Waived due to indigency.

9. In accordance with MCL 722.716, the blood or tissue typing or DNA identification profiling shall be conducted by a person accredited for paternity or maternity determination by a nationally recognized scientific organization, including, but not limited to, the American Association of Blood Banks, and a report of the results shall be submitted to the child placing agency.

10. The result of blood or tissue typing or DNA identification profiling and the summary report shall be filed with the court and served by the child placing agency on the individuals whose probability of being the mother and/or father of the newborn child is determined at a 99% probability.

11. At the time of serving the results and summary upon the alleged parent(s), the child placing agency shall also serve written notice that objection to the DNA identification profiling or the summary report is waived unless specific objections are made in writing within 14 calendar days after service of the notice and delivered to the court at the address specified in the notice.

12. Refusal or failure to submit to the typing or DNA identification profiling may result in a dismissal of the custody action in addition to other remedies available to the court.

Date

Judge

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STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY	ORDER DETERMINING MATERNITY/PATERNITY OF SURRENDERED NEWBORN CHILD	FILE NO.
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In the matter of _____, a surrendered newborn child
Full name of child

DRAFT

1. Date of hearing: _____ Judge: _____ Bar no. _____
2. A petition for custody of the surrendered newborn child was filed and the required testing for maternity and/or paternity has been completed and the results served on the parent(s) and filed with the court.

THE COURT FINDS:

3. Notice of hearing was given to or waived by all interested parties.
4. ☐ a. The result of the maternity testing ☐ is ☐ is not admissible.
- ☐ b. The result of the paternity testing ☐ is ☐ is not admissible.
5. ☐ a. The petitioner, _____, ☐ is ☐ is not the biological mother of the
Name
 surrendered newborn child.
- ☐ b. The petitioner, _____, ☐ is ☐ is not the biological father of the
Name
 surrendered newborn child.

IT IS ORDERED:

- ☐ 6. The petition for change of custody is dismissed.
- ☐ 7. A hearing on the petition for change of custody shall be held on _____ at
Date
 _____ before Hon. _____.
Time and location

Date

Judge

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STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY	ORDER DETERMINING CUSTODY OF SURRENDERED NEWBORN CHILD	FILE NO.
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In the matter of _____, a surrendered newborn child
Full name of child

DRAFT

1. Date of hearing: _____ Judge: _____ Bar no. _____

2. A petition for custody of the surrendered newborn child was filed and the required testing for maternity and/or paternity has been completed and the results served on the parent(s) and filed with the court.

3. Findings of fact and conclusions of law regarding the best interests of the newborn child as set forth in MCL 712.14 were made on the record.

THE COURT FINDS:

4. Notice of hearing was given to or waived by all interested parties.

5. The result of the ☐ maternity ☐ paternity testing ☐ is ☐ is not admissible.

☐ 6. The petitioner, _____, ☐ is ☐ is not the biological mother of the surrendered newborn child.

☐ 7. The petitioner, _____, ☐ is ☐ is not the biological father of the surrendered newborn child.

8. ☐ a. Custody of the surrendered newborn child ☐ should ☐ should not be given to the mother.

☐ b. Custody of the surrendered newborn child ☐ should ☐ should not be given to the father.

☐ 9. It is in the best interests of the surrendered newborn child to transfer custody as follows: _____

IT IS ORDERED:

☐ 10. The petition for change of custody is dismissed/denied.

☐ 11. The petition for change of custody is granted and _____, the
Name(s)

_____ shall have ☐ legal ☐ physical custody of the newborn child. Custody shall be
mother or father or both

transferred from the ☐ child placing agency ☐ prospective adoptive parent(s) as follows:

Court jurisdiction ☐ shall continue until _____ . ☐ is relinquished.
Date

☐ 12. The parental rights of _____ are terminated.
Name(s) of parent(s)

☐ Custody and care of the newborn child is granted to _____, a
 child placing agency. The prior court order dated _____ authorizing placement of the
 surrendered newborn child with the prospective adoptive parent(s) is continued.

 Date

 Judge

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STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY	PETITION TO ACCEPT RELEASE AND TERMINATE RIGHTS TO SURRENDERED NEWBORN CHILD	CASE NO.
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In the matter of _____, a surrendered newborn child
Full name of child

1. I am an employee of _____, a child placing agency that assumed
Name of agency
 temporary protective custody of the surrendered newborn child on _____.
Date

2. The surrendering parent, _____, has knowingly released the newborn.
Name
 Evidence demonstrating this release is attached.

3. ☐ a. The nonsurrendering parent, _____, has been identified and located
Name
 and provided with notice of the surrender of the newborn as follows: (Specify the address or location of the nonsurrendering parent and show proof of the notice provided.)

DRAFT

☐ b. The nonsurrendering parent has not been identified or located. The following efforts were made to to identify, locate, and provide notice to the nonsurrendering parent of the surrender of the newborn: (Specify the efforts made.)

4. The ☐ surrendering parent ☐ nonsurrendering parent has not filed a petition for custody of the newborn within the required 28 days following notice of the surrender of the newborn.

5. **I REQUEST** the court to accept the release of the surrendering parent and to enter an order terminating the rights of the ☐ surrendering parent ☐ nonsurrendering parent.

I declare that this petition has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

_____ Attorney signature		_____ Date
_____ Attorney name (type or print) Bar no.		_____ Signature of petitioner
_____ Address		_____ Name (type or print)
_____ City, state, zip Telephone no.		_____ Address
_____ City, state, zip Telephone no.		_____ City, state, zip Telephone no.

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STATE OF MICHIGAN JUDICIAL CIRCUIT - FAMILY DIVISION COUNTY	ORDER AFTER HEARING ON PETITION TO ACCEPT RELEASE AND TERMINATE RIGHTS TO SURRENDERED NEWBORN CHILD	CASE NO.
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In the matter of _____, a surrendered newborn child
Full name of child

1. Date of hearing: _____ Judge: _____ **DRAFT** _____
Bar no.

2. A petition requesting an order to accept the release of the surrendering parent and terminating the parental rights of both the
 surrendering and nonsurrendering parents has been filed by _____,
 a child placing agency. Name of agency

THE COURT FINDS by a preponderance of the evidence that:

3. The surrendering parent, _____, ☐ has ☐ has not _____ knowingly released
 the newborn. Name

4. ☐ a. The nonsurrendering parent, _____, has been identified and located and provided
 with notice of the surrender of the newborn. Name

☐ b. The nonsurrendering parent has not been identified or located, and the child placing agency has made reasonable efforts
 to provide notice of the surrender of the newborn.

5. The ☐ surrendering parent ☐ nonsurrendering parent _____ has not filed a petition for custody of the newborn within
 the required 28 days following notice of the surrender of the newborn.

IT IS ORDERED:

6. The release of the surrendering parent ☐ is ☐ is not _____ accepted.

☐ 7. The parental rights of the ☐ surrendering parent ☐ nonsurrendering parent _____ are terminated. Custody and
 care of the surrendered newborn child is granted to _____, a
 child placing agency. The prior court order dated _____ authorizing placement of the
 surrendered newborn child with the prospective adoptive parent(s) is continued.

☐ 8. The petition is denied.

9. Other:

 Date

 Judge

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